

BOARD OF SUPERVISORS MEETING  
MONDAY, AUGUST 19, 2019  
5:30 PM

The Appomattox County Board of Supervisors held a scheduled meeting on Monday, August 19, 2019 at 5:30 p.m. in the Board of Supervisors meeting room located at 171 Price Lane, Appomattox, Virginia.

Appomattox County Board of Supervisors

Present:

Samuel E. Carter	Courthouse District, Chairman
Watkins M. Abbitt, Jr.	Piney Mountain District
William H. Hogan	Appomattox River District
Chad E. Millner	Falling River District, Vice-Chairman
Bryan A. Moody	Wreck Island District

Also Present:

Susan M. Adams, County Administrator  
Tom Lacheney, County Attorney  
John Spencer, Information Systems Manager/Purchasing Agent  
Johnnie Roark, Community Development Director  
Vicky Phelps, Finance Director

**WORK SESSION - 5:30 PM**

**Senator Mark J. Peake**

Chairman Carter stated that Senator Mark J. Peake requested to appear before the Board to discuss how he can assist the County in reaching goals and overcoming challenges.

Mr. Abbitt questioned if a budget amendment would be possible to allow funds for the now unfunded mandate aimed at localities to hire an attorney to review all body cam video when used by the Sheriff's department. He questioned if something could be introduced to the Senate to make a change in this mandate for localities with population over 18,000.

Ms. Adams stated that CSA is a major concern because expenses continue to escalate.

Senator Peake stated that a study was being done on this issue; however, he had not received any report as of date.

Also discussed was funds for roadside beautification, Rural Broadband and the impact of solar farms on localities.

Mr. Hogan stated that he is hearing conversation of another unfunded mandate being introduced that he would like Senator Peake to be on the lookout for HB599 which is proposing a required 24 hour hold on all ECO's instead of the 8 hours that is now required.

Chairman Carter thanked Senator Peake for coming and discussing with the Board issues that they feel are important to Appomattox County.

Call to Order- Chairman Carter

Handicap Accessibility Statement- Susan M. Adams, County Administrator

Pledge of Allegiance

Invocation- Supervisor Millner

### **Setting of Agenda**

Ms. Adams made a correction to the Consent Agenda under Supplemental Appropriations for the Law Library 2101-5804 for FY20; she explained that the amount for this supplemental is for \$938.00 and should be for \$469.00.

### **APPEARANCES**

#### **Resolution in Honor of Ms. Debbie Dudley**

Chairman Carter stated that in the early morning of Monday, May 20, 2019, Ms. Debbie Dudley was driving home to Appomattox from Lynchburg when she noticed smoke coming from a house along the Concord Turnpike. She turned her car around and went to the door of the burning house to notify the occupant of the fire and usher the man into the yard, saving his life. On another occasion, Ms. Dudley performed the Heimlich maneuver on a patron at a local restaurant, saving her life as well. The Board of Supervisors has invited Ms. Debbie Dudley to be recognized for her compassion, fortitude, and willingness to intervene in situations where others often fail to act, and to thank her for saving the lives of two people and for touching the lives of many more in the Appomattox Community.

Chairman Carter read and presented the following resolution to Ms. Debbie Dudley:

#### **Resolution in Honor of Ms. Debbie Dudley**

**WHEREAS**, in the early morning of Monday, May 20, 2019, Ms. Debbie Dudley was driving home to Appomattox from Lynchburg; and

**WHEREAS**, in the midst of that drive, Ms. Dudley noticed smoke coming from a house along Concord Turnpike; and

**WHEREAS**, after turning her car around and making sure that another passerby was calling 911, Ms. Dudley furiously knocked on the door of the house; and

**WHEREAS**, disregarding her personal safety; Ms. Dudley continued to knock on the door until the home's occupant appeared and she was able to tell him about the fire, saving his life; and

**WHEREAS**, after ushering the man into the yard, Ms. Dudley, along with the help of another Good Samaritan, worked to keep him distracted and away from the burning building which he had tried to re-enter to retrieve certain belongings; and

**WHEREAS**, on a previous occasion, Ms. Dudley had performed the Heimlich maneuver on a patron at a local restaurant, saving her life as well.

**NOW THEREFORE BE IT RESOLVED THAT** the Appomattox County Board of Supervisors, for the events noted above, does hereby officially recognize Debbie Dudley as a person to be admired for her compassion, fortitude, and willingness to intervene in situations where others often fail to act.

**BE IT FURTHER RESOLVED THAT** the Board of Supervisors does hereby thank Debbie Dudley for saving the lives of two people and for touching the lives of many more in the Appomattox Community.

Mr. Hogan made a motion to adopt the presented resolution honoring Ms. Debbie Dudley. Mr. Millner seconded Mr. Hogan's motion. Chairman Carter called for a vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

#### **Mr. Rick Butler, Forester Specialist & Mr. Michael Womack, Forest Manager**

Chairman Carter stated that Mr. Rick Butler, Forester Specialist for the Virginia Department of Forestry and Mr. Michael Womack, Forest Manager have requested to appear before the Board to provide an annual Forestry update and to present the County's annual payment.

Mr. Butler came forward and provided the board with an update on Forestry in Appomattox County.

Mr. Michael Womack came forward and provided the Board with the history of the State Forest due to celebrating the State Forest being 100 years old this year. He provided the Board with the counties portion of timber sales within the State Forest. He presented a check in the amount of \$28,236.01.

Chairman Carter thanked Mr. Butler and Mr. Womack for coming and providing the Board with their update and providing the County's portion of timber sales.

#### **Mr. Steven Wampler - Wampler-Eanes Appraisal Group**

Chairman Carter stated that Mr. Steven Wampler of Wampler-Eanes Appraisal Group requested to appear before the Board to provide an update on the current reassessment for the County.

Mr. Wampler and Mr. Jason Cowen, provided the Board with an update on the current reassessment. In their update, they reported that the first phase is completed and they were not seeing large decreases as was seen in the previous reassessment. They reported that values appear to be stable with a slight increase, which is following the same patters that they are seeing

in neighboring counties. Mr. Wampler stated that notices would be mailed by September 30, 2019 and assessor hearings would be held October 15 –October 25, 2019.

After discussion, Chairman Carter Thanked Mr. Wampler and Mr. Cowen for providing the Board with their update.

### **Special Event Permit Application for Blue Ridge Rock Festival - DeVault Vineyards**

Chairman Carter stated that for the Boards review and approval is a copy of the Special Event Application for the Blue Ridge Rock Festival to be held on September 7-8, 2019 at the DeVault Vineyards in Concord, Virginia. The event is a two-day music event from 11:00 a.m. to 11:00 p.m., rain or shine. Partial event grounds are in Campbell County, with a majority of the event being held in Appomattox County. The event will feature food and merchandise vendors, as well as, national and regional music artists. Alcohol will be served at the event and anticipated attendance for this event is 3,500 each day.

Note: The application has been approved by the Public Safety Director, Building Official/Fire Marshall, County Administrator, Zoning Administrator and Sheriff with associated comments.

**Staff Recommendation:** Consider approval of the request for the Blue Ridge Rock Festival Special Event Permit and waive the bond fee. Gayle and Charles Knapp, Event Agents, are present to address any questions and/or concerns that the Board may have concerning the event. A coordinated meeting of Appomattox/Campbell Sheriff's Departments, VDOT, Appomattox/Campbell Emergency Services agencies, Building Official, DeVault Vineyard staff, Managing Agency, Charles & Gayle Knapp and Appomattox staff was held to discuss the site plan, logistics, etc.

Mr. Charlie Knapp and Mr. Dave Frye came forward, provided the Board with an update on all activities, and called for questions, concerns from the Board.

After discussion, Mr. Abbitt made a motion to approve the Special Event Application for Blue Ridge Rock Festival and to waive the bond fee as requested. Mr. Hogan seconded Mr. Abbitt's motion. After all questions and concerns were addressed, Chairman Carter called for a Roll Call Vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

### **Historical Society - Mr. Jeff Smith**

Chairman Carter stated that Mr. Jeff Smith with the Historical Society requested to appear before the Board to discuss the future use of the Old Courthouse building.

Mr. Smith came forward and stated that he is excited about the prospect for the Historical Society to take over and use the old courthouse building.

Mr. Smith provided the Board with a proposal for the old courthouse building and stated that the primary goal would be to restore the building and then use it for historical society meetings. He stated that they were considering allowing other agencies to use it for meetings and considered the possibility of allowing use during Railroad Festival for activities and eventually having an area for a genealogy research.

Mr. Smith reported that the historical society is a 501c3 nonprofit organization. He stated that they have two facilities that they currently operate the old jail museum and Clover Hill Museum.

Mr. Smith concluded by asking the Board for their thoughts regarding their proposal and called for questions or comments.

### **Request for Public Hearing**

Chairman Carter explained that Bobby Wingfield, Public Safety Director, has requested to appear before the Board to discuss a \$50,000 USDA grant opportunity to fund a generator and a Public Safety vehicle. If approved, a Public Hearing is required.

**STAFF RECOMMENDATION:** If the Board authorizes Mr. Wingfield's request, please set a Public Hearing for Monday, September 16 at 7:00 pm.

Mr. Wingfield came forward and explained to the Board that the USDA grant that he is requesting to apply for would help to provide the Appomattox Sheriff's Department with a generator and a vehicle for the public safety director.

After discussion, Mr. Moody made a motion to set the required public hearing for Monday, September 16, 2019 at 7:00 p.m. Mr. Hogan seconded Mr. Moody's motion. Chairman Carter called for a vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

### **ACTION ITEMS**

#### **Special Event Permit Application for The Farm Girls Vintage Faire**

Chairman Carter stated that for the Board's review is a copy of the Special Event Application for The Farm Girls Vintage Faire to be held on September 21, 2019 at the Evergreen Lavender Farm in Evergreen, Virginia. There will be 3 food vendors, 1 wine vendor, and 25 vendors selling pottery, jewelry, signs, furniture, soaps, clothing, etc. There will be an admission fee of \$3.00 with proceeds going to the FFA to help rebuild the barn.

Note: The application has been approved by the Public Safety Director, Building Official/Fire Marshall, Sheriff, County Administrator and Zoning Administrator.

**Staff Recommendation: Approve the request for The Farm Girls Vintage Faire Special Event Permit and waive the bond fee.**

Mr. Hogan made a motion to approve the request for The Farm Girls Vintage Faire Special Event Permit and waive the bond fee as requested. Mr. Abbitt seconded Mr. Hogan's motion. Chairman Carter called for a vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

### **Board of Equalization Info**

Chairman Carter stated that at the July 15, 2019 meeting, staff notified the Board to be ready to appoint Board of Equalization members.

Appoint up to five (5) members to serve on the Board of Equalization. Members should be broadly representative of the community. At least 30% of the appointed members must be commercial or residential real estate appraisers. Other real estate professionals, builders, developers, legal or financial professionals, and at least one such member shall sit in on all cases involving commercial, industrial or multi-family residential properties. Statute provides for alternate Board members to be appointed.

**Staff Recommendation:** Staff recommends deferral of the appointments to a later meeting. The **Assessor** hearing appeals process will be conducted beginning October 15th and after the Board recommends potential Board of Equalization members to the Judge, appointments are made by the Judge and the members are sworn in. Training for the BOE is coordinated with the Department of Taxation prior to appeals scheduling.

No action was taken.

### **Historic Appomattox Railroad Festival Parade**

Chairman Carter stated that the Board has received a letter concerning participation in the HARF parade on Saturday, October 12 at 9:30 am. Discuss whether Board members are available and interested in participating in the parade.

After discussion, the consensus of the Board was that if any Board member was interested in participating in the parade, they were to contact Ms. Phelps who would complete registration.

### **CONSENT AGENDA**

#### **Invoices Submitted For Payment**

Please review the attached invoices and approve for payment:

August 7, 2019 - FY 19	\$8,839.74
August 15, 2019 CSA - FY 19	\$42,479.98
August 16, 2019 - FY 19	\$60,927.29
<b>TOTAL:</b>	<b>\$112,247.01</b>

August 8, 2019 - FY 20	\$139,811.60
August 14, 2019 CSA - FY 20	\$61,472.35
August 19, 2019 - FY 20	\$300,119.41
<b>TOTAL:</b>	<b>\$501,403.36</b>

**Staff Recommendation:** Please review and consider approval of the attached invoices for payment.

### **Minutes**

Please review the following DRAFT minutes for approval.

Thursday, May 30, 2019, Joint Meeting with School Board

Monday, June 17, 2019, Scheduled Meeting

Monday, July 15, 2019, Scheduled Meeting

### **J. Robert Jamerson Memorial Library**

Please supplement by consent and appropriate the following:

7301-5411	Books	\$252.89
7301-5401	Office Supplies	\$1,026.75
7301-5415	Summer Reading	\$7.50
<b>TOTAL:</b>		<b>\$1,287.14</b>

**Staff Recommendation: No new local funds are required.**

### **Department of Social Services**

Please supplement by consent and appropriate the following:

5301-2002	VRS	\$11,199.82
5301-2006	Group Life	\$848.16
5301-2002	ICMA-RC	\$1,038.22
<b>TOTAL:</b>		<b>\$13,086.20</b>

RE: Reimbursement for July, 2019 payroll deductions.

**Staff Recommendation: No new local funds are required.**

### **Parks & Recreation Department**

Please supplement by consent and appropriate the following:

7102-5412	Class Supplies	<b>\$87.50</b>
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RE: Reimbursement to Julie Overman for cancelled Community Center rental.

**Staff Recommendation: No new local funds are required.**

### **Circuit Court - Law Library**

Please transfer by consent from the Law Library Fund to the General Fund and supplement the following:

2101-5804	Law Library - FY 2019	<b>\$469.00</b>
2101-5804	Law Library - FY 2020	<b>\$469.00</b>

RE: Purchase of law books by the Circuit Court Clerk for the Law Library.

**Staff Recommendation: Transfer requested funds from the Law Library to the General Fund and supplement to 2101-5804.**

**Sheriff's Department**

Please supplement by consent and appropriate the following:

3102-1002	Overtime	\$996.83
3102-5503	Travel/Susistence/Lodging	\$149.06
<b>TOTAL:</b>		<b>\$1,145.89</b>

RE: Reimbursement from Appomattox County Middle School for deputy to perform security (\$98.04); Reimbursement from Liberty University for 3 deputies to perform security at the Commencement service on 5/11/19 (\$898.79); Reimbursement from the Virginia Sheriff's Institute for the Sheriff's Conference (\$149.06).

**Staff Recommendation: No new local funds are required.**

**Road Side Clean-Up**

Please supplement by consent and appropriate the following:

4209-5804	Recycle Funds	<b>\$124.95</b>
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RE: Sale of scrap metal collected by the Trash Pickup Crew.

**Staff Recommendation: No new local funds are required.**

**Sheriff's Department - DARE**

Please supplement by consent and appropriate the following:

3106-5401	DARE	<b>\$225.00</b>
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RE: Donations for Sheriff's Night Out

**Staff Recommendation: No new local funds are required.**

Mr. Moody made a motion to remove the Social Services Carry Forward Fund Request from the Consent Agenda for further discussion. Mr. Abbitt seconded Mr. Moody's motion. Chairman Carter called for a vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

Mr. Hogan made a motion to approve the Consent Agenda with the amendment of removing the Social Services Carry Forward Request. Mr. Millner seconded Mr. Hogan's motion. Chairman Carter called for a Roll Call Vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.



## **ITEMS REMOVED FROM CONSENT**

### **Social Services Carry Forward Fund Request**

Chairman Carter stated that the Board has received a request from Mr. Brad Burdette, Director of Social Services request to Carry Forward FY2019 Local Funds in the amount of \$47,749.74 to the Department's FY2020 budget.

STAFF RECOMMENDATION: Consider Mr. Burdette's request to Carry Forward FY 2019 Local Funds in the amount of \$47,749.74 and supplement by consent \$47,749.74 to 053010-1001 FY 2020 budget.

After discussion, it was the consensus of the Board to have Ms. Adams discuss this request with Director of Social Services regarding placing the requested funds in a CIP fund to help with the building a new Social Services building that is now being discussed.

## **ADMINISTRATOR'S REPORT**

Ms. Adams provided the Board with a written report prior to the scheduled meeting. (Board file)  
Ms. Adams recapped her written report for the Board and in addition, she reported that four Animal Control Applications were received and Kayla was in the process of scheduling interviews.

Ms. Adams stated that the Library Board would be seeking candidates to fill the position of the Library Director as the current Library Director has submitted his resignation and has assumed another position in Roanoke Virginia.

Ms. Adams reported that the Facilities committee would be meeting with Carver Price Museum Board on Wednesday, August 28, 2019.

## **REPORTS AND INFORMATIONAL ITEMS**

### **Robert E. Lee Soil & Water Conservation District Board of Directors Meeting**

Chairman Carter stated that provided for Board's review is a copy of the June 27, 2019 monthly Board of Directors meeting minutes from the Robert E. Lee Soil & Water Conservation District.

### **School - June & July 2019 Financial Report**

Chairman Carter stated that provided for the Board's review is the June and July 2019 Financial Reports from Dr. Bennett, Division Superintendent and Bruce McMillan, Director of Finance.

### **Appomattox Department of Social Services**

Chairman Carter stated that provided for the Board's review is the quarterly review of services provided by the Department of Social Services

## **Article on Colonial Systems**

Chairman Carter stated that provided for the Board's review is a feature article in the Virginia Small Business Development Client Profiles magazine about Colonial Systems owned and operated by an Appomattox resident, Nathan Simpson.

## **SUPERVISOR CONCERNS**

Mr. Moody thanked the Board and County staff for the phone calls, cards, and flower arrangement that he received during the loss of his brother. He stated that he greatly appreciated everything.

Mr. Abbitt stated that last year he questioned school staff about their end of year surplus money and was told that they do not know the amount of end of year surplus until the end of September. He stated that he has found out that they have bought two new busses, so someone must know the amount of the end of year surplus before the end of September as he was previously told.

## **CLOSED SESSION**

Mr. Lacheney, County Attorney read the following motion to enter into a closed meeting:

Whereas, the Board of Supervisors of Appomattox County desires to discuss in Closed Meeting the following matter(s):

Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel concerning a host agreement, and utilities agreement.

WHEREAS, pursuant to: §2.2-3711 (A) (8) of the Code of Virginia, such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Appomattox County does hereby authorize discussion of the aforesated matters in Closed Meeting.

Mr. Abbitt made a motion to enter into a Closed Meeting at 7:39 p.m. and to include in the closed meeting, County Waste, VDOT and Johnnie Roark, Community Development Director. Mr. Moody seconded Mr. Abbitt's motion. Chairman Carter called for a Roll Call Vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

Mr. Millner made a motion to return to regular session at 9:10 p.m. Mr. Hogan seconded Mr. Millner's motion. Chairman Carter called for a vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

Ms. Phelps read the following Closed Meeting Certification:

To the best of your knowledge, were the only matters discussed in the closed meeting public business matters lawfully exempted from open meeting requirements, and that only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the closed meeting? Ms. Phelps called for a Roll Call Vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

Chairman Carter reminded the Board of the following upcoming meetings.

**Monday, September 16, 2019 @ 6:30 PM**

Regular Scheduled Meeting

Board of Supervisors Meeting Room

171 Price Lane, Appomattox, Virginia

**Monday, October 21, 2019 @ 6:30 PM**

Regular Scheduled Meeting

Board of Supervisors Meeting Room

171 Price Lane, Appomattox, Virginia

**ADJOURNMENT**

Mr. Abbitt made a motion to adjourn the meeting at 9:11 p.m. Mr. Hogan seconded Mr. Abbitt's motion. Chairman Carter called for a vote: Chairman Carter, aye; Mr. Abbitt, aye; Mr. Hogan, aye; Mr. Millner, aye; Mr. Moody, aye.

The meeting adjourned at 9:11 p.m.

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Samuel E. Carter, Chairman